



ATTORNEY DOCKET NO.: 2002834-0222 (Bacterial Delivery DIV1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Caplan Examiner: NYA
Serial No.: 10/728,051 Art Unit: 1644
Filing Date: December 4, 2003
Title: MICROBIAL DELIVERY SYSTEM

Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Certificate of Mailing
I certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Mail Stop Missing Parts, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

June 22, 2004

Date

Signature

Kathy Hart Gagnon

Typed or Printed Name of person signing certificate

Sir

PETITION FOR EXTENSION OF TIME UNDER 37 C.F.R. 1.136

Pursuant to 37 C.F.R. §1.136, Applicant hereby petitions for a one (1) month extension of time to respond to the April 6, 2004 Notice to File Missing Parts of Nonprovisional Application in the above-identified application from June 6, 2004, to and including July 6, 2004. With the extension, the deadline for response to the Notice to File Missing Parts is July 6, 2004, thus Applicant respectfully submits that the filing of this response on June 22, 2004, is timely. Pursuant to 37 C.F.R. § 1.17(a)(1) we enclose a check in the amount of \$55.00 for the extension fee (small entity).

Please charge any necessary fees or credit any overpayments to our Deposit Account No. 03-1721.

06/25/2004 SDENB0B1 00000029 10728051

01 FC:2251

55.00 DP

Date: June 22, 2004

Respectfully Submitted,
CHOATE, HALL & STEWART

Charles Lyon, D.Phil.

Agent for Applicant

Limited Recognition Under 37 C.F.R. §10.9(b)

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